

#16
6-12-02

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

O I P E
JUN 05 2002
RECEIVED
U.S. PATENT AND TRADEMARK OFFICE
CARRIAGE FOX KINTNER PLOTKIN & KAHN, PLLC
1050 Connecticut Avenue, N.W.,
Suite 600
Washington, DC 20036-5339
Telephone: (202) 857-6000
Facsimile: (202) 638-4810

Docket No. 100021-09042
Date: June 5, 2002
Examiner: J. Souaya
Art Unit: 1655

BOX CPA

CONTINUED PROSECUTION APPLICATION TRANSMITTAL UNDER RULE 1.53(d)

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith under 37 C.F.R. §1.53(d) is a request for filing a

Continuation Divisional

continued prosecution application of prior pending Application No. 09/444,388, filed November 22, 1999,

For (Title): PROCESS FOR OBTAINING PLANT DNA FRAGMENT AND USE THEREOF

(Amended Title): _____

By (Inventors): Takashi HIBINO and Junko KOSHIYAMA

1. Abandon said prior application as of the filing date accorded this application.

2. The filing fee is calculated below:

CLAIMS REMAINING IN THE APPLICATION AFTER
ENTRY OF ANY PRELIMINARY AMENDMENT OR
AMENDMENT UNDER 37 C.F.R. §1.116 NOTED BELOW

FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	7 - 20	= 0
INDEP CLAIMS	1 - 3	= 0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		

* If the difference is less than zero, enter "0".

SMALL ENTITY

RATE	FEES
	\$ 370
x 9 =	\$
x 42 =	\$
+140 =	\$
TOTAL	\$

OTHER THAN A
SMALL ENTITY

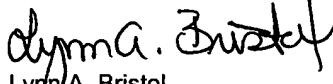
OR	RATE	FEES
OR		\$ 740
OR	x 18	\$ 0
OR	x 84	\$ 0
OR	+280	\$ 0
OR	TOTAL	\$ 740

3. A check for the filing fee in the amount of \$740.00 is attached. The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 01-2300.
4. No fee is attached. Please do not charge our deposit account.
5. Cancel in this application claims 9 and 16 of the prior application before calculating the filing fee. At least one independent claim is retained for filing purposes.
6. Please enter in the present application the Amendment Under 37 CFR §1.116 with any attachments filed on _____ in said prior application, which was not entered therein.
7. This application is filed by fewer than all the inventors named in the prior application (37 C.F.R §1.53(d)(4)). Delete the following inventor(s) named in the prior application:

8. A Preliminary Amendment is enclosed.
9. An Information Disclosure Statement is attached along with Form PTO-1449 and _____ references.
10. Small entity status:
 - a. A small entity statement is attached.
 - b. A small entity statement was filed in the parent application and such status is still proper and desired.
 - c. Small entity status is no longer claimed.
11. Other: Three-month Petition for Extension of Time with check in the amount of \$920.00
12. The Power of Attorney in the application is to Robert B. Murray, Reg. No. 22,980; Charles M. Marmelstein, Reg. No. 25,895; George E. Oram, Jr., Reg. No. 27,931; Douglas H. Goldhush, Reg. No. 33,125; Richard J. Berman, Reg. No. 39,107; Murat Ozgu, Reg. No. 44,275; Robert K. Carpenter, Reg. No. 34,794; Rustan Hill, Reg. No. 37,351; Hans J. Crosby, Reg. No. 44,634; Lynn A. Bristol, Reg. No. 48,898; Brian A. Tollefson, Reg. No. 46,338; David D. Dzara, Reg. No. 47,543 and Lynne D. Anderson, Reg. No. 46,412.
13. Address all future communications to:

**ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
1050 CONNECTICUT AVENUE, N.W.,
SUITE 600
WASHINGTON, D.C. 20036-5339**

Respectfully submitted,


Lynn A. Bristol
Registration No. 48,898

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
1050 Connecticut Avenue, N.W.,
Suite 600
Washington, D.C. 20036-5339
Tel: (202) 857-6000
Fax: (202) 638-4810